

III. REMARKS

Applicants thanks the examiner for entry of the second substitute specification and approval of the substitute sheets of drawings previous filed in the application.

AMENDMENTS TO THE CLAIMS

Pursuant to the current amendment guidelines, a complete listing all claims with current claim status presented in the application is listed above, along with the text of all claims currently under examination, and revision markings to show current changes to currently amended claims as revised from the immediately prior version thereof.

Claim Objections

Claim 13 was objected to because it depended from itself.

Claim Rejections under 35 USC § 112

Claims 10-23 were rejected under 35 U.S.C. § 112, first paragraph for several deficiencies noted in the Office Action.

Claims 10-29 were rejected under 35 U.S.C. § 112, second paragraph as being indefinite for the deficiencies noted in the Office Action.

Claim Rejections under 35 USC § 103

Claims 10-29 were rejected under 35 USC § 103(a) as being unpatentable over Tautz (U.S. Patent 2,085,236).

In view of the multitude of objections and rejections, claims 10-29 have been canceled from the application, and new claim 30 is presented.

Claim 30 is presented without recitation to track(s), as well as without recitation to the numerous other 112 issues noted in the Office Action. After careful review, it is believed that claim 30 meets the requirements of 35 U.S.C. § 112.

It is further believed that claim 30 patentably distinguish over Tautz, as well as the other prior art of record, including Cowley, U.S. Patent 2,895,513, for the following reasons:

Applicants disagree with the assertion in the Office Action (beginning at the bottom of page 7) that it would have been obvious to one having ordinary skill in the art to provide a drive screw adjustment configuration including an upright brace for the workpiece holder and drive screw of Tautz.

The drive screw of the present invention enables the user to make a cut on the workpiece, adjust the workpiece, and make another cut. The drive screw enables the user, if desired, to

easily continue these steps, adjusting the position of the workpiece and then cutting the workpiece, until the workpiece is exhausted.

In contrast, Tautz is concerned with a holder that "will facilitate repetition cutting" (Tautz, col. 1, lines 27-28). To this end, Tautz provides for a sliding manual adjustment of the position of the bracket 19, with fine position adjustment with a thumb screw 27. Once adjusted to its desired position, the bracket is secured in position with handle 26 after which the repetitious cutting is performed. One skilled in the art would have no motivation to include a drive screw of the present invention because it would add complication and expense to the device without imparting any advantage under the teaching of Tautz.

The prior art does not disclose, nor would be obvious to one having ordinary skill in the art, even if such person was motivated to provide an additional drive screw to Tautz, to provide the control arm for the drive screw that extends over and is secured to the base on opposite sides of the slide member as disclosed in the specification and drawings and as recited in claim 30. The prior art does not disclose a workpiece holder with threaded fasteners that extend through the back side of the mounting plate and that are configured to thread directly into the workpiece as recited in claim 30. Tautz and Cowley utilize clamps to secure the workpiece in position. Nor does the prior art disclose the use of a pair of handles that extend over the control arm and are secured between the back of the slide member and the mounting plate.

These and other differences patentably distinguish claim 30 over the prior art. Therefore, it is believed that claim 30 is in a condition for allowance, and such action is respectfully requested. However, should there be any remaining questions or issues regarding allowability of claim 30 as presented above, the examiner is respectfully requested to telephone applicants attorney prior to disposition with another Office Action if such telephone contact might advance the application to a more favorable conclusion.

Respectfully submitted,



Keith Frantz, Reg. No. 37,828
401 West State Street, Suite 200
Rockford, Illinois 61101
(815) 987-9820
(815) 987-9869 [fax]